

AGRICULTURAL PROPERTY & DEVELOPMENT MANAGERS

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October 18, 2004



Assistant Commissioner for Patents Box Design Washington, D.C. 20231

**RE:** Application No.: 10/090,024

Applicant: Pierre Jacobus de Wet

Filed: March 5, 2002

TC/A.U.: 1761

**Examiner: Steve Weinstein** 

Dear Sir: The product of the production of the production of the second of the second

In response to the Advisory Action of September 2, 2004, please consider the following Request for Continued Examination:

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## REMARKS/ARGUMENTS

The previously filed response requested an Amendment to the Claim. The amended claim would reflect that I am claiming the use of oak sticks with a message, addressed to the consumer, scorched on the side of each, as my invention. This is not a new issue, as this was described in my original application. Specifically, in my original application, filed March 5, 2002, it was stated in the Specification that "Each stick has a message...scorched onto its side." It was implied that this message would be addressed to the consumer since he/she would typically be the only individual to see the message. It was also stated in the Specification that "The consumer may obtain the stick from the bottle after it is empty and read the message on the stick." This sentence also indicates that the messages would be addressed to the consumers. Although it was not previously included in the Claim, it is an essential part of my invention. If Mooney's invention truly uses the same concept as my invention, which is a small oak stick floating in a bottle of wine, the fact that my invention provides a message to the consumer, whereas Mooney's does not, will set my invention apart